IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

PUBLIC INTEREST LITIGATION NO. 100 OF 2006

R. C. Kotiankar & Ors. ... ... Petitioners.
Versus
The State of Maharashtra & Ors..... Respondents.

Mr. V. G. Rege for the Petitioners.
Ms.Jyoti S.Pawar for Respondent Nos.6,7 & 11.
Mr. P.M.Patil, AGP for Respondent Nos.1 to 4 & 9.

CORAM : SWATANTER KUMAR, C.J. &
SMT.RANJANA DESAI, J.

DATED : 11TH JULY, 2007.

P.C.:

Learned Counsel appearing for the Deputy Registrar (Vasai) states that the proceedings before the Deputy Registrar (Vasai), Maharashtra Co-operative Societies on the basis of the complaint made have already been concluded. The petitioners, despite notice, have not appeared before the authority on three different dates. He further states that nothing incriminating has been found against the office bearers of the Society in question. Learned Counsel appearing for the petitioners states that the petitioners received no intimation to appear before the said authority and put forward their point of view in support of the complaint made by them.

2. Learned Counsel appearing for the Society submits that some of the petitioners have filed suits and they have no locus standi as they are no longer members of the Society.

3. In view of the circumstances aforenoted, learned Counsel appearing for the respondent authority further submits that without prejudice to their rights they would grant further hearing to the petitioners and pass appropriate orders.

4. We find that the stand taken by the respondents is fair and reasonable and dispose of this petition with a direction that the petitioners would appear before the Deputy Registrar (Vasai), Maharashtra Co-operative Societies on 6th August, 2007 at 11.00 a.m. After hearing the petitioners, the authority will pass appropriate order. In the event, the petitioners do not appear before the authority and submit the documents, if any, the opportunity of hearing granted to the petitioners shall be deemed to have been withdrawn.

Sd/-

CHIEF JUSTICE

Sd/-

SMT.RANJANA DESAI, J.